

SENATE BILL 470

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2004 Regular Session  
4r2417

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By: **Senators Grosfeld, Britt, Gladden, Hughes, and Teitelbaum**  
Introduced and read first time: February 6, 2004  
Assigned to: Finance

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A BILL ENTITLED

1 AN ACT concerning

2 **Civil Actions - Defenses - Sales of Health-Related Products**

3 FOR the purpose of abolishing in certain civil actions a defense of indirect contact  
4 with the plaintiff for a person that sells, distributes, or otherwise disposes of  
5 food, drugs, and certain other health-related products; and generally relating to  
6 the sale or distribution of foods, drugs, and other health-related products.

7 BY adding to  
8 Article - Health - General  
9 Section 21-1114  
10 Annotated Code of Maryland  
11 (2000 Replacement Volume and 2003 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article - Health - General**

15 21-1114.

16 A PERSON THAT SELLS, DISTRIBUTES, OR OTHERWISE DISPOSES OF ANY DRUG,  
17 MEDICINE, COSMETIC, FOOD, FOOD ADDITIVE, OR MEDICAL DEVICE MAY NOT, IN ANY  
18 ACTION BROUGHT UNDER § 11-209 OF THE COMMERCIAL LAW ARTICLE, ASSERT AS A  
19 DEFENSE THAT THE PERSON DID NOT DEAL DIRECTLY WITH THE PLAINTIFF.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 October 1, 2004.